

OHC-1973-61

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24 July 1961

MEMORANDUM FOR: Assistant Chief, DPD**SUBJECT :** Expansion of OHCART Aerospace Reservation, Initial Contact with FAA

1. On 24 July I advised Mr. Ray Maloy, Director, Aviation Services, FAA, that this Agency and the Air Force had a requirement to enlarge a aerospace reservation within the continental United States. I said that the matter was highly classified and my initial contact was only for the purpose of identifying those persons in FAA who would inevitably be involved in such a matter. I stated further that possibly our first contact would be made with Mr. Maloy who already had some knowledge of this matter, and who would give appropriate instructions to his people handling this sort of problem.

2. Mr. Maloy advised that such a matter would fall within the responsibility of the Aerospace Utilization Division. Mr. Charles W. Kennedy and Col. J. R. Bailey, USAF, respectively are the Chief and Assistant Chief of that Division.

3. DPD/DO is hereby requested to arrange for security clearances for Messrs. Kennedy and Bailey to discuss the expansion of the OHCART aerospace. DPD/DO is requested to consider and advise whether any form of OHCART briefings is required. My present opinion is that these persons need not know any more about this matter than the fact that a special project is going on at the [redacted]

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4. Another matter for determination at this point is whether CIA or the Air Force or both of us should levy this requirement on FAA.

5. I have looked into the Federal Aviation Agency Act (PL 85-726) and subsidiary regulations. The Administrator of FAA is authorized in his discretion to omit a public hearing on a matter of this sort which involves national security and classified information. However, it is possible for the Civil Aeronautics Board on their own motion to intervene in such a matter. Normally where changes are made in aerospace reservations,

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a public hearing is provided but I think that will not be required in this case. I am hopeful that our business can be transacted within FAA but we should be prepared for a possible inquiry from CAB which would necessitate a briefing on a classified basis of an appropriate CAB official.

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Assistant General Counsel, DPD-DD/P

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